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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN RE DAVID MARSHALL GATES,) No. C 12-02200 EJD (PR)
Plaintiff.	ORDER OF DISMISSAL
)
)

On May 2, 2012, Plaintiff, a prisoner at the California Medical Facility in Vacaville, filed a batch of documents in this Court, which included a "Health Care Services Request Form" and a blank In Forma Pauperis Application for filing a nonhabeas civil rights action. (Docket No. 1.) The Clerk of the Court construed this filing as an attempt to file a civil rights action under 42 U.S.C. § 1983, and on the same day, sent a notification to Plaintiff that he must file a proper complaint within thirty days to avoid dismissal of the action. (Docket No. 3.) The Clerk also sent a separate notice that Plaintiff did not pay the filing fee or file an In Forma Pauperis ("IFP") Application, and that he must do so within thirty days to avoid dismissal of the action. (Docket No. 2.) On May 31, 2012, the mail sent to Plaintiff was returned as undeliverable due to an addressing error. (Docket No.4.) The notices were resent to Plaintiff on June 26, 2012.

The deadline has since passed, and Plaintiff has not filed a proper complaint,

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1	nor has Plaintiff either paid the filing fee or filed an IFP application in the time
2	provided.
3	Accordingly, this case is DISMISSED without prejudice for failure to pay the
4	filing fee.
5	DATED: 8/3/2012 EDU OUL
6	EDWARD J. DAVILA United States District Judge

UNITED STATES DISTRICT COURT FOR THE

NORTHERN DISTRICT OF CALIFORNIA

IN RE DAV	VID MARSHALL GATES,	Case Number: CV12-02200 EJD	
	Plaintiff.	CERTIFICATE OF SERVICE	
	gned, hereby certify that ern District of California.	I am an employee in the Office of the Clerk, U.S. District	
hereinafter li	8/7/2012 placing said copy(ies) in a sted, by depositing said e se delivery receptacle located.	, I SERVED a true and correct copy(ies) of the a postage paid envelope addressed to the person(s) nvelope in the U.S. Mail, or by placing said copy(ies) into ated in the Clerk's office.	
Dated:	8/7/2012	Richard W. Wieking, Clerk	
		/s/ By: Elizabeth Garcia, Deputy Clerk	